

SENATE BILL NO. 756

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Agriculture, Conservation and Natural Resources

on _____)

(Patron Prior to Substitute--Senator Lewis)

A BILL to amend and reenact §§ 62.1-199 and 62.1-203 of the Code of Virginia and to amend the Code of Virginia by adding in Chapter 6 of Title 10.1 an article numbered 1.4, consisting of sections numbered 10.1-603.28 through 10.1-603.40, relating to Resilient Virginia Revolving Fund.

Be it enacted by the General Assembly of Virginia:

1. That §§ 62.1-199 and 62.1-203 of the Code of Virginia are amended and reenacted and that the Code of Virginia is amended by adding in Chapter 6 of Title 10.1 an article numbered 1.4, consisting of sections numbered 10.1-603.28 through 10.1-603.40, as follows:

Article 1.4.

Resilient Virginia Revolving Fund.

§ 10.1-603.28. Definitions.

As used in this chapter, unless the context requires a different meaning:

"Authority" means the Virginia Resources Authority created in Chapter 21 (§ 62.1-197 et seq.) of Title 62.1.

"Board" means the Virginia Soil and Water Conservation Board established pursuant to § 10.1-502.

"Cost," as applied to any project financed under the provisions of this chapter, means the total of all costs incurred as reasonable and necessary for carrying out all works and undertakings necessary or incident to the accomplishment of any project. "Cost" includes, without limitation, all necessary developmental, planning, and feasibility studies, surveys, plans and specifications, architectural, engineering, financial, legal, or other special services, the cost of acquisition of land and any buildings and improvements thereon, including the discharge of any obligations of the sellers of such land, buildings,

27 or improvements, site preparation and development, including demolition or removal of existing
28 structures, construction and reconstruction, labor, materials, machinery and equipment, the reasonable
29 costs of financing incurred in the course of the development of the project, carrying charges incurred
30 before placing the project in service, interest on funds borrowed to finance the project to a date subsequent
31 to the estimated date the project is to be placed in service, necessary expenses incurred in connection with
32 placing the project in service, the funding of accounts and reserves that the Authority may require, and
33 the cost of other items that the Authority determines to be reasonable and necessary.

34 "Fund" means the Resilient Virginia Revolving Fund created by this chapter.

35 "Local government" means any county, city, town, municipal corporation, authority, district,
36 commission, or political subdivision created by the General Assembly or pursuant to the Constitution or
37 laws of the Commonwealth or any combination of any two or more of the foregoing.

38 "Person" has the same meaning as set forth in § 1-230.

39 "Project" means (i) home upgrades for resilience purposes, home buyouts necessary for the
40 construction of mitigation or resilience projects, relocations, and buyout assistance for homes, all
41 including multifamily units; (ii) gap funding related to buyouts in order to move residents out of floodplain
42 hazard areas and restore or enhance the natural flood mitigation capacity of functioning floodplains; (iii)
43 assistance to low-income and moderate-income homeowners to help lower flood risk through structural
44 and nonstructural mitigation projects, or other means; (iv) loans and grants to persons for hazard mitigation
45 and infrastructure improvement projects for resilience purposes; and (v) projects identified in the Virginia
46 Flood Protection Master Plan or the Virginia Coastal Resilience Master Plan.

47 "Resilience" means the capability to anticipate, prepare for, respond to, and recover from
48 significant multi-hazard threats with minimum damage to social well-being, health, the economy, and the
49 environment.

50 **§ 10.1-603.29. Resilient Virginia Revolving Fund.**

51 There shall be set apart as a permanent and perpetual fund, to be known as the "Resilient Virginia
52 Revolving Fund," sums appropriated to the Fund by the General Assembly, sums allocated to the
53 Commonwealth for resilience purposes through the federal government, all receipts by the Fund from

54 loans made by it to local governments, all income from the investment of moneys held in the Fund, and
55 any other sums designated for deposit to the Fund from any source public or private. The Fund shall be
56 administered and managed by the Authority as prescribed in this chapter, subject to the right of the Board,
57 following consultation with the Authority, to direct the distribution of loans or grants from the Fund to
58 particular local governments and to establish the interest rates and repayment terms of such loans as
59 provided in this chapter. In order to carry out the administration and management of the Fund, the
60 Authority is granted the power to employ officers, employees, agents, advisers, and consultants, including,
61 without limitation, attorneys, financial advisers, engineers, and other technical advisers and public
62 accountants and, the provisions of any other law to the contrary notwithstanding, to determine their duties
63 and compensation without the approval of any other agency or instrumentality. The Authority may
64 disburse from the Fund its reasonable costs and expenses incurred in the administration and management
65 of the Fund and a reasonable fee to be approved by the Board for its management services. The Authority
66 may provide a portion of that fee to the Department of Conservation and Recreation to cover the
67 Department's costs and expenses in administering the Fund.

68 **§ 10.1-603.30. Deposit of moneys; expenditures; investments.**

69 All moneys belonging to the Fund shall be deposited in an account or accounts in banks or trust
70 companies organized under the laws of the Commonwealth or in national banking associations located in
71 Virginia or in savings institutions located in Virginia organized under the laws of the Commonwealth or
72 the United States. The money in these accounts shall be paid by electronic transfer or check signed by the
73 Executive Director of the Authority or other officers or employees designated by the Board of Directors
74 of the Authority. All deposits of money shall, if required by the Authority, be secured in a manner
75 determined by the Authority to be prudent, and all banks, trust companies, and savings institutions are
76 authorized to give security for the deposits. Money in the Fund shall not be commingled with other money
77 of the Authority. Money in the Fund not needed for immediate use or disbursement may be invested or
78 reinvested by the Authority in obligations or securities that are considered lawful investments for public
79 funds under the laws of the Commonwealth. Interest earned on moneys in the Fund shall remain in the
80 Fund and be credited to it. Any moneys remaining in the Fund, including any appropriated funds and all

81 principal, interest accrued, and payments at the end of each fiscal year shall not revert to the general fund
82 but shall remain in the Fund.

83 **§ 10.1-603.31. Annual audit.**

84 The Auditor of Public Accounts, or his legally authorized representatives, shall annually audit the
85 accounts of the Authority, and the cost of such audit services as shall be required shall be borne by the
86 Authority. The audit shall be performed at least each fiscal year, in accordance with generally accepted
87 auditing standards and, accordingly, include such tests of the accounting records and such auditing
88 procedures as considered necessary under the circumstances. The Authority shall furnish copies of such
89 audit to the Governor and to the Board.

90 **§ 10.1-603.32. Collection of money due to Fund.**

91 The Authority is empowered to collect, or to authorize others to collect on its behalf, amounts due
92 to the Fund under any loan to a local government, including, if appropriate, taking the action required by
93 § 15.2-2659 to obtain payment of any amounts in default. Proceedings to recover amounts due to the Fund
94 may be instituted by the Authority in the name of the Fund in the appropriate circuit court.

95 **§ 10.1-603.33. Loans to local governments.**

96 Except as otherwise provided in this chapter, moneys in the Fund shall be used to make loans to
97 local governments to finance or refinance the cost of any project. The local governments to which loans
98 are to be made, the purposes of the loan, the amount of each such loan, the interest rate thereon, and the
99 repayment terms thereof, which may vary between loan recipients, shall be designated in writing by the
100 Board to the Authority following consultation with the Authority. No loan from the Fund shall exceed the
101 total cost of the project to be financed or the outstanding principal amount of the indebtedness to be
102 refinanced plus reasonable financing expenses.

103 Except as set forth in this section, the Authority shall determine the terms and conditions of any
104 loan from the Fund, which may vary between loan recipients. Each loan shall be evidenced by appropriate
105 bonds or notes of the local government payable to the Fund. The bonds or notes shall have been duly
106 authorized by the local government and executed by its authorized legal representatives. The Authority is
107 authorized to require in connection with any loan from the Fund such documents, instruments, certificates,

108 legal opinions, and other information as it may deem necessary or convenient. In addition to any other
109 terms or conditions that the Authority may establish, the Authority may require, as a condition to making
110 any loan from the Fund, that the local government receiving the loan covenant to perform any of the
111 following:

112 1. Establish and collect rents, rates, fees, and charges to produce revenue sufficient to pay all or a
113 specified portion of (i) the costs of operation, maintenance, replacement, renewal, and repairs of the
114 project; (ii) any outstanding indebtedness incurred for the purposes of the project, including the principal
115 of and premium, if any, and interest on the loan from the Fund to the local government; and (iii) any
116 amounts necessary to create and maintain any required reserve, including any rate stabilization fund
117 deemed necessary or appropriate by the Authority to offset the need, in whole or part, for future increases
118 in rents, rates, fees, or charges;

119 2. With respect to local governments, levy and collect ad valorem taxes on all property within the
120 jurisdiction of the local government subject to local taxation sufficient to pay the principal of and
121 premium, if any, and interest on the loan from the Fund to the local government;

122 3. Create and maintain a special fund or funds for the payment of the principal of and premium, if
123 any, and interest on the loan from the Fund to the local government and any other amounts becoming due
124 under any agreement entered into in connection with the loan, or for the operation, maintenance, repair,
125 or replacement of the project or any portions thereof or other property of the local government, and deposit
126 into any fund or funds amounts sufficient to make any payments on the loan as they become due and
127 payable;

128 4. Create and maintain other special funds as required by the Authority; and

129 5. Perform other acts, including the conveyance of, or the granting of liens on or security interests
130 in, real and personal property, together with all rights, title, and interest therein, to the Fund, or take other
131 actions as may be deemed necessary or desirable by the Authority to secure payment of the principal of
132 and premium, if any, and interest on the loan from the Fund and to provide for the remedies of the Fund
133 in the event of any default in the payment of the loan, including, without limitation, any of the following:

134 a. The procurement of insurance, guarantees, letters of credit, and other forms of collateral,
135 security, liquidity arrangements, or credit supports for the loan from any source, public or private, and the
136 payment therefor of premiums, fees, or other charges;

137 b. The combination of one or more projects, or the combination of one or more projects with one
138 or more other undertakings, facilities, utilities, or systems, for the purpose of operations and financing,
139 and the pledging of the revenues from such combined projects, undertakings, facilities, utilities, and
140 systems to secure the loan from the Fund made in connection with such combination or any part or parts
141 thereof;

142 c. The maintenance, replacement, renewal, and repair of the project; and

143 d. The procurement of casualty and liability insurance.

144 All local governments borrowing money from the Fund are authorized to perform any acts, take
145 any action, adopt any proceedings, and make and carry out any contracts that are contemplated by this
146 chapter. Such contracts need not be identical among all local governments but may be structured as
147 determined by the Authority according to the needs of the contracting local governments and the Fund.

148 Subject to the rights, if any, of the registered owners of any of the bonds of the Authority, the
149 Authority may consent to and approve any modification in the terms of any loan subject to guidelines
150 adopted by the Board.

151 **§ 10.1-603.34. Grants to local governments.**

152 Subject to any restrictions that may apply to the use of money in the Fund, the Board may approve
153 the use of money in the Fund to make grants or appropriations to local governments to pay the cost of any
154 project. The Board may establish such terms and conditions on any grant as it deems appropriate. Grants
155 shall be disbursed from the Fund by the Authority in accordance with the written direction of the Board.

156 **§ 10.1-603.35. Loans and grants for regional projects, etc.**

157 In approving loans and grants, the Board shall give preference to loans and grants for projects that
158 will utilize private industry in the operation and maintenance of such projects where a material savings in
159 cost can be shown over public operation and maintenance; will serve two or more local governments to
160 encourage regional cooperation; or both.

161 **§ 10.1-603.36. Loans and grants to a local government for a funding program.**

162 Loans and grants may be made from the Fund, in the Board's discretion, to a local government that
163 has developed a funding program to provide low-interest loans or grants to any persons of the
164 Commonwealth eligible for projects for resilience purposes. In order to secure the loans authorized
165 pursuant to this section, the local government is authorized to place a lien equal in value to the loan against
166 any property where such project is being undertaken. Such liens shall be subordinate to all liens on the
167 property as of the date the loan authorized under this section is made, except that with the prior written
168 consent of the holders of all liens on the property as of such date, the liens securing loans authorized
169 pursuant to this section shall be liens on the property ranking on parity with liens for unpaid local taxes.
170 The local government may bundle or package such loans for transfer to private lenders in such a manner
171 that would allow the liens to remain in full force to secure the loans.

172 **§ 10.1-603.37. Pledge of loans to secure bonds of Authority.**

173 The Authority is empowered at any time and from time to time to transfer from the Fund to banks
174 or trust companies designated by the Authority any or all of the assets of the Fund to be held in trust as
175 security for the payment of the principal of and premium, if any, and interest on any or all of the bonds,
176 as defined in § 62.1-199, of the Authority. The interests of the Fund in any obligations so transferred shall
177 be subordinate to the rights of the trustee under the pledge. To the extent that funds are not available from
178 other sources pledged for such purpose, any payments of principal and interest received on the assets
179 transferred or held in trust may be applied by the trustee thereof to the payment of the principal of and
180 premium, if any, and interest on such bonds of the Authority to which the obligations have been pledged,
181 and if such payments are insufficient for such purpose, the trustee is empowered to sell any or all of such
182 assets and apply the net proceeds from the sale to the payment of the principal of and premium, if any,
183 and interest on such bonds of the Authority. Any assets of the Fund transferred in trust as set forth in this
184 section and any payments of principal, interest, or earnings received thereon shall remain part of the Fund
185 but shall be subject to the pledge to secure the bonds of the Authority and shall be held by the trustee to
186 which they are pledged until no longer required for such purpose by the terms of the pledge. On or before
187 January 10 of each year, the Authority shall transfer, or shall cause the trustee to transfer, to the Fund any

188 assets transferred or held in trust as set forth in this section that are no longer required to be held in trust
189 pursuant to the terms of the pledge.

190 **§ 10.1-603.38. Sale of loans.**

191 The Authority is empowered at any time and from time to time to sell, upon such terms and
192 conditions as the Authority shall deem appropriate, any loan, or interest therein, made pursuant to this
193 chapter. The net proceeds of sale remaining after the payment of the costs and expenses of the sale shall
194 be designated for deposit to, and become part of, the Fund.

195 **§ 10.1-603.39. Powers of the Authority.**

196 The Authority is authorized to do any act necessary or convenient to the exercise of the powers
197 granted in this chapter or reasonably implied thereby.

198 **§ 10.1-603.40. Liberal construction of chapter.**

199 The provisions of this chapter shall be liberally construed to the end that its beneficial purposes
200 may be effectuated. Insofar as the provisions of this chapter are inconsistent with the provisions of any
201 other law, general, special, or local, the provisions of this chapter shall be controlling.

202 **§ 62.1-199. Definitions.**

203 As used in this chapter, unless a different meaning clearly appears from the context:

204 "Authority" means the Virginia Resources Authority created by this chapter.

205 "Board of Directors" means the Board of Directors of the Authority.

206 "Bonds" means any bonds, notes, debentures, interim certificates, bond, grant or revenue
207 anticipation notes, lease and sale-leaseback transactions or any other obligations of the Authority for the
208 payment of money.

209 "Capital Reserve Fund" means the reserve fund created and established by the Authority in
210 accordance with § 62.1-215.

211 "Cost," as applied to any project financed under the provisions of this chapter, means the total of
212 all costs incurred by the local government as reasonable and necessary for carrying out all works and
213 undertakings necessary or incident to the accomplishment of any project. It includes, without limitation,
214 all necessary developmental, planning and feasibility studies, surveys, plans and specifications,

215 architectural, engineering, financial, legal or other special services, the cost of acquisition of land and any
216 buildings and improvements thereon, including the discharge of any obligations of the sellers of such land,
217 buildings or improvements, real estate appraisals, site preparation and development, including demolition
218 or removal of existing structures, construction and reconstruction, labor, materials, machinery and
219 equipment, the reasonable costs of financing incurred by the local government in the course of the
220 development of the project, including the cost of any credit enhancements, carrying charges incurred
221 before placing the project in service, interest on local obligations issued to finance the project to a date
222 subsequent to the estimated date the project is to be placed in service, necessary expenses incurred in
223 connection with placing the project in service, the funding of accounts and reserves which the Authority
224 may require and the cost of other items which the Authority determines to be reasonable and necessary. It
225 also includes the amount of any contribution, grant or aid which a local government may make or give to
226 any adjoining state, the District of Columbia or any department, agency or instrumentality thereof to pay
227 the costs incident and necessary to the accomplishment of any project, including, without limitation, the
228 items set forth above. The term also includes interest and principal payments pursuant to any installment
229 purchase agreement.

230 "Credit enhancements" means surety bonds, insurance policies, letters of credit, guarantees and
231 other forms of collateral or security.

232 "Defective drywall" means the same as that term is defined in § 36-156.1.

233 "Federal facility" means any building or infrastructure used or to be used by the federal
234 government, including any building or infrastructure located on lands owned by the federal government.

235 "Federal government" means the United States of America, or any department, agency or
236 instrumentality, corporate or otherwise, of the United States of America.

237 "Former federal facility" means any federal facility formerly used by the federal government or in
238 transition from use by the federal government to a facility all or part of which is to serve any local
239 government.

240 "Local government" means any county, city, town, municipal corporation, authority, district,
241 commission or political subdivision created by the General Assembly or pursuant to the Constitution and
242 laws of the Commonwealth or any combination of any two or more of the foregoing.

243 "Local obligations" means any bonds, notes, debentures, interim certificates, bond, grant or
244 revenue anticipation notes, leases, credit enhancements, or any other obligations of a local government
245 for the payment of money.

246 "Minimum capital reserve fund requirement" means, as of any particular date of computation, the
247 amount of money designated as the minimum capital reserve fund requirement which may be established
248 in the resolution of the Authority authorizing the issuance of, or the trust indenture securing, any
249 outstanding issue of bonds or credit enhancement.

250 "Project" means (i) any water supply or wastewater treatment facility, including a facility for
251 receiving and stabilizing septage or a soil drainage management facility, and any solid waste treatment,
252 disposal, or management facility, recycling facility, federal facility or former federal facility, or resource
253 recovery facility located or to be located in the Commonwealth, the District of Columbia, or any adjoining
254 state, all or part of which facility serves or is to serve any local government, and (ii) any federal facility
255 located or to be located in the Commonwealth, provided that both the Board of Directors of the Authority
256 and the governing body of the local government receiving the benefit of the loan, grant, or credit
257 enhancement from the Authority make a determination or finding to be embodied in a resolution or
258 ordinance that the undertaking and financing of such facility is necessary for the location or retention of
259 such facility and the related use by the federal government in the Commonwealth. The term includes,
260 without limitation, water supply and intake facilities; water treatment and filtration facilities; water storage
261 facilities; water distribution facilities; sewage and wastewater (including surface and ground water)
262 collection, treatment, and disposal facilities; drainage facilities and projects; solid waste treatment,
263 disposal, or management facilities; recycling facilities; resource recovery facilities; related office,
264 administrative, storage, maintenance, and laboratory facilities; and interests in land related thereto. The
265 term also includes energy conservation measures and facility technology infrastructure as defined in §
266 45.2-1702 and other energy objectives as defined in § 45.2-1706.1. The term also means any heavy rail

267 transportation facilities operated by a transportation district created under the Transportation District Act
268 of 1964 (§ 33.2-1900 et seq.) that operates heavy rail freight service, including rolling stock, barge loading
269 facilities, and any related marine or rail equipment. The term also means, without limitation, the design
270 and construction of roads, the construction of local government buildings, including administrative and
271 operations systems and other local government equipment and infrastructure, public parking garages and
272 other public transportation facilities, and facilities for public transportation by commuter rail. In addition,
273 the term means any project as defined in § 5.1-30.1 or 10.1-603.28 and any professional sports facility,
274 including a major league baseball stadium as defined in § 15.2-5800, provided that the specific
275 professional sports facility projects have been designated by the General Assembly as eligible for
276 assistance from the Authority. The term also means any equipment, facilities, and technology
277 infrastructure designed to provide broadband service. The term also means facilities supporting, related
278 to, or otherwise used for public safety, including but not limited to law-enforcement training facilities and
279 emergency response, fire, rescue, and police stations. The term also means the remediation,
280 redevelopment, and rehabilitation of property contaminated by the release of hazardous substances,
281 hazardous wastes, solid wastes, or petroleum, where such remediation has not clearly been mandated by
282 the United States Environmental Protection Agency, the Department of Environmental Quality, or a court
283 pursuant to the Comprehensive Environmental Response, Compensation and Liability Act (42 U.S.C. §
284 9601 et seq.), the Resource Conservation and Recovery Act (42 U.S.C. § 6901 et seq.), the Virginia Waste
285 Management Act (§ 10.1-1400 et seq.), the State Water Control Law (§ 62.1-44.2 et seq.), or other
286 applicable statutory or common law or where jurisdiction of those statutes has been waived. The term also
287 means any program or project for land conservation, parks, park facilities, land for recreational purposes,
288 or land preservation, including but not limited to any program or project involving the acquisition of rights
289 or interests in land for the conservation or preservation of such land. The term also means any dredging
290 program or dredging project undertaken to benefit the economic and community development goals of a
291 local government but does not include any dredging program or dredging project undertaken for or by the
292 Virginia Port Authority. The term also means any oyster restoration project, including planting and
293 replanting with seed oysters, oyster shells, or other material that will catch, support, and grow oysters.

294 The term also means any program or project to perform site acquisition or site development work for the
295 benefit of economic and community development projects for any local government. The term also means
296 any undertaking by a local government to build or facilitate the building of a recovered gas energy facility;
297 and any local government renewable energy project, including solar, wind, biomass, waste-to-energy, and
298 geothermal projects. The term also means any undertaking by a local government to facilitate the
299 remediation of residential properties contaminated by the presence of defective drywall.

300 "Recovered gas energy facility" means a facility, located at or adjacent to (i) a solid waste
301 management facility permitted by the Department of Environmental Quality or (ii) a sewerage system or
302 sewage treatment work described in § 62.1-44.18 that is constructed and operated for the purpose of
303 treating sewage and wastewater for discharge to state waters, which facility or work is constructed and
304 operated for the purpose of (a) reclaiming or collecting methane or other combustible gas from the
305 biodegradation or decomposition of solid waste, as defined in § 10.1-1400, that has been deposited in the
306 solid waste management facility or sewerage system or sewage treatment work and (b) either using such
307 gas to generate electric energy or upgrading the gas to pipeline quality and transmitting it off premises for
308 sale or delivery to commercial or industrial purchasers or to a public utility or locality.

309 **§ 62.1-203. Powers of Authority.**

310 The Authority is granted all powers necessary or appropriate to carry out and to effectuate its
311 purposes, including the following:

- 312 1. To have perpetual succession as a public body corporate and as a political subdivision of the
313 Commonwealth;
- 314 2. To adopt, amend and repeal bylaws, and rules and regulations, not inconsistent with this chapter
315 for the administration and regulation of its affairs and to carry into effect the powers and purposes of the
316 Authority and the conduct of its business;
- 317 3. To sue and be sued in its own name;
- 318 4. To have an official seal and alter it at will although the failure to affix this seal shall not affect
319 the validity of any instrument executed on behalf of the Authority;
- 320 5. To maintain an office at any place within the Commonwealth which it designates;

321 6. To make and execute contracts and all other instruments and agreements necessary or
322 convenient for the performance of its duties and the exercise of its powers and functions under this chapter;

323 7. To sell, convey, mortgage, pledge, lease, exchange, transfer and otherwise dispose of all or any
324 part of its properties and assets;

325 8. To employ officers, employees, agents, advisers and consultants, including without limitations,
326 attorneys, financial advisers, engineers and other technical advisers and public accountants and, the
327 provisions of any other law to the contrary notwithstanding, to determine their duties and compensation
328 without the approval of any other agency or instrumentality;

329 9. To procure insurance, in amounts and from insurers of its choice, or provide self-insurance,
330 against any loss, cost, or expense in connection with its property, assets or activities, including insurance
331 or self-insurance against liability for its acts or the acts of its directors, employees or agents and for the
332 indemnification of the members of its Board of Directors and its employees and agents;

333 10. To procure credit enhancements from any public or private entities, including any department,
334 agency or instrumentality of the United States of America or the Commonwealth, for the payment of any
335 bonds issued by the Authority, including the power to pay premiums or fees on any such credit
336 enhancements;

337 11. To receive and accept from any source aid, grants and contributions of money, property, labor
338 or other things of value to be held, used and applied to carry out the purposes of this chapter subject to the
339 conditions upon which the aid, grants or contributions are made;

340 12. To enter into agreements with any department, agency or instrumentality of the United States
341 of America or, the Commonwealth, the District of Columbia or any adjoining state for the purpose of
342 planning, regulating and providing for the financing of any projects;

343 13. To collect, or to authorize the trustee under any trust indenture securing any bonds or any other
344 fiduciary to collect, amounts due under any local obligations owned or credit enhanced by the Authority,
345 including taking the action required by § 15.2-2659 or 62.1-216.1 to obtain payment of any unpaid sums;

346 14. To enter into contracts or agreements for the servicing and processing of local obligations
347 owned by the Authority;

348 15. To invest or reinvest its funds as provided in this chapter or permitted by applicable law;

349 16. Unless restricted under any agreement with holders of bonds, to consent to any modification
350 with respect to the rate of interest, time and payment of any installment of principal or interest, or any
351 other term of any local obligations owned by the Authority;

352 17. To establish and revise, amend and repeal, and to charge and collect, fees and charges in
353 connection with any activities or services of the Authority;

354 18. To do any act necessary or convenient to the exercise of the powers granted or reasonably
355 implied by this chapter; and

356 19. To pledge as security for the payment of any or all bonds of the Authority, all or any part of
357 the Capital Reserve Fund or other reserve fund or account transferred to a trustee for such purpose from
358 the Water Facilities Revolving Fund pursuant to § 62.1-231, from the Water Supply Revolving Fund
359 pursuant to § 62.1-240, from the Virginia Solid Waste or Recycling Revolving Fund pursuant to § 62.1-
360 241.9, from the Virginia Airports Revolving Fund pursuant to § 5.1-30.6, from the Dam Safety, Flood
361 Prevention and Protection Assistance Fund pursuant to § 10.1-603.17, ~~or~~ from the Virginia Tobacco
362 Region Revolving Fund pursuant to § 3.2-3117, or from the Resilient Virginia Revolving Fund pursuant
363 to § 10.1-603.37. Notwithstanding the foregoing, any such transfer from the Virginia Tobacco Region
364 Revolving Fund may be pledged to secure only those bonds of the Authority issued to finance or refinance
365 projects located in the tobacco-dependent communities in the Southside and Southwest regions of
366 Virginia.

367 #